

1  
2  
3  
4  
5  
6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

8 SKOKOMISH INDIAN TRIBE,

9 Plaintiff,

10 v.

11 GOLD COAST OYSTER, LLC, et al.,

12 Defendant.

Case No. 89-312 RSM-DWC

**ORDER REGARDING  
SETTLEMENT CONFERENCE**

13 This case has been referred for a settlement conference before the Honorable BRIAN A.  
14 TSUCHIDA, United States Magistrate Judge. All parties and their counsel are hereby  
15 DIRECTED to appear on: **September 7, 2017, 9:45 am**

16 **United States District Courthouse**  
17 **700 Stewart St. 12th floor - Courtroom 12A**  
**Seattle, WA 98101**

18 **WHO MUST BE PRESENT**

19 Each attorney who will try the case must be physically present, accompanied by the client  
20 or a representative with full authority to resolve the case. If there are individuals whose presence  
21 are required to resolve the case, please arrange for their attendance. Failure to produce the  
22 appropriate persons at the settlement or the failure to participate in good faith may result in an  
23 award of costs and attorney fees incurred by the other parties regarding the conference, or other

1 sanctions against the non-complying party or counsel.

## 2 SETTLEMENT MEMOS

3 Each party shall:

4 (1) Exchange settlement briefs no more than 8 pages in length that set forth the issues  
5 to resolve, and current status of settlement by September 1, 2017, 4:00 pm. Do not file your  
6 briefs. A copy should be emailed to Judge Tsuchida at [Agalelei\\_elkington@wawd.uscourts.gov](mailto:Agalelei_elkington@wawd.uscourts.gov).

7 (2) Email a separate confidential settlement memo no more than 5 pages to Judge  
8 Tsuchida, only, at [Agalelei\\_elkington@wawd.uscourts.gov](mailto:Agalelei_elkington@wawd.uscourts.gov) by 4:00 pm, September 4, 2017.

9 These memos are confidential; do not file them with the Clerk's Office or serve them on  
10 opposing counsel. These memos shall set forth a settlement proposal, and what barriers, if any,  
11 there are to achieving a settlement.

## 12 CONFIDENTIALITY

13 The Court expects all participants to be prepared, open-minded, frank, and sincerely  
14 interested in settlement. The Court expects the parties to address each other with courtesy and  
15 respect. To encourage an open discussion, the Court orders all matters communicated in  
16 connection with this judicial settlement are confidential and cannot be used for any other  
17 purpose.

18 DATED this 24<sup>th</sup> day of August, 2017.

19  
20 

21 BRIAN A. TSUCHIDA  
22 United States Magistrate Judge  
23